

In the City Council,
City of Lodi,
Lodi, California

ORDINANCE NO. 362

AN ORDINANCE RELATING TO THE WATER, ELECTRICAL,
GARBAGE COLLECTION, AND SEWAGE DISPOSAL SERVICES
RENDERED BY THE CITY OF LODI AND REPEALING CER-
TAIN ORDINANCES AND PARTS OF ORDINANCES IN CON-
FLICT HEREWITH INSOFAR AS SUCH CONFLICT MAY EXIST.

The City Council of the City of Lodi does ordain as follows:

Section 1. Ordinance No. 164, entitled "~~An~~ Ordinance Relat-
ing to the Water and Electrical Plants of the City of Lodi, Califor-
nia; Providing Rules and Regulations for Service; Establishing
Penalties for Violation Thereof and Repealing **Any** Parts of Ordinances
in Conflict Herewith", adopted June 4, 1928, is hereby repealed.

section 2. ordinance NO. 181, entitled "~~An~~ ordinance Amending
Section 4 of Ordinance No. 164 of the City of Lodi So As to provide
Rates **for** Restoration of Electric Service and Water Service", adopted
December 15, 1930, is hereby repealed.

Section 3. DEFINITIONS -

The ~~word~~ CITY used herein shall mean the City of Lodi.

SUPERINTENDENT shall mean the Superintendent of Public Utilities
of the said City of Lodi.

CITY CLERK shall mean the duly elected, (or appointed), City
Clerk of said City of Lodi.

CHIEF ACCOUNTING OFFICER OR DIRECTOR OF FINANCE shall mean
the person named from time to time to be **in** charge of the financial
records and accounts and responsible for the billing **of** the charges
for the services named herein.

TREASURER-COLLECTOR shall mean ~~the~~ duly elected, (or appointed),
City Treasurer and his combined office as City Collector as estab-
lished by Resolution No. 1381 of the City Council of the City of
Lodi passed and adopted December 3, 1947.

SERVICE shall mean the supplying of water, electric energy, the collection of garbage and the supplying of sewage collection and the disposal of sewage.

WATER TAP shall mean all cocks, valves, pipes and fittings used to connect the consumers' water system to the water mains of the City.

ELECTRIC CONNECTION shall mean all wires, insulators, conduits, fuse blocks, fuses and switches up to and including the meter used to connect the consumers electric wiring to the City's electrical distribution system.

GARBAGE COLLECTION Service is that service described in Ordinance No. 296 of the City of Lodi, as said ordinance is now and may be hereafter amended.

SEWAGE DISPOSAL Service is that service provided in Ordinance No. 350, as said ordinance now exists or may be hereafter amended, and includes the collection and disposal by the City of sanitary sewage, storm and wash waters, and industrial liquid wastes as set forth in said ordinance.

Section 4. ESTABLISHMENT OF SERVICE -

All applications for beginning, changing or discontinuing any of the services mentioned herein shall be made to the Chief Accounting Officer on forms provided by him and he shall issue all orders for such new services, changes or discontinuance. No service for water or electricity shall be connected until the applicant shall have established credit as hereafter provided:

(a) By making a cash deposit equal to twice the estimated monthly bill, provided however, that should such estimate require a deposit of more than \$100.00, the Chief Accounting Officer may accept in lieu of such cash deposit, a bond with sureties acceptable to him, in twice the estimated monthly bill.

(b) If the applicant is the owner of real property in this City, by signing a contract agreeing to be responsible for and to pay the bills subject of such contract.

(c) ~~if~~ the applicant has established his credit by payment in full of all former bills incurred by him for a period of one year or has evidence that he has been a customer in good standing before seeking service in Lodi with privately or municipally owned public service corporations in this state.

Cash deposits as above required shall be held by the City until service is discontinued or after one year from the date thereof when they will be returned to the depositor providing all delinquent bills have been paid. Applications for deposit refunds must be accompanied by the original deposit receipt, or, if such receipt has been lost or destroyed, after ten days from date of application for refund, on signing an agreement to protect the City against payment of the original. Deposit receipts are not assignable.

Section 5. ~~PAYMENT~~ OF ~~BILLS~~ -

All bills for the services herein enumerated, unless otherwise specified by other ordinances, are due and payable at the office of the City Collector, City Hall, Lodi, on and after the first day of the month next succeeding the month in which the same were incurred excepting closing bills, which are due on the date on which service is discontinued. Bills are delinquent after the 10th day of the month in which the same are due and payable.

Immediately after the close of business on the said 10th day of the month, the City Collector shall mail notices of delinquent bills to all persons then delinquent and shall furnish a copy of a list of such persons to the chief Accounting Officer who shall, between the 25th and last days of the month, either shut off the water and electric services unpaid, or authorize arrangement for extending the customers credit.

All bills are payable in cash, but the Collector may accept checks, in which latter case, the bill or bills ~~will~~ not be considered as paid until the check is accepted by the bank on which it is drawn and if such check be dishonored, service may be discontinued as above provided ~~for~~ delinquent bills.

When water or electrical service has been discontinued for delinquency in payment of bills, service shall not be restored until the applicant has paid, in addition to his unpaid bills, the sum of \$2.00 for restoration of electric service and \$3.00 for restoration of water service. In all other instances, no reconnection charge shall be made.

Section 6. SERVICE CONNECTIONS -

No person except a duly authorized employee of the City shall make any water, electrical or sewer service connection to the mains of the City supply lines. Water tapping shall include bringing the water supply to a point one foot inside the property line. Electrical connection includes the service drop and necessary meter. Sewer connection includes the connection to the City sewer main of the piping of the customer, which piping shall be brought out to the property line of the premises supplied. All costs of water tapping, electrical Connection, and sewer connection shall be borne by the applicant and shall be charged at the actual cost to the city. The City Clerk may, in consultation with and as approved by the Superintendent of Public Utilities, establish approximate flat rate charges for water, electrical and sewer connections based on experience in the costs of such connections made within a six months period last passed.

Curb stops for water and the connections to the City electrical supply are for City use only and shall not be used by any one except an authorized employee of the City. Any tampering with these connections shall subject the service supplied to be discontinued.

Section 7. Except as provided in ordinance No. 288, when more than one flat or apartment or building or premises is supplied through one water tap, the service shall be to one person only and the flat rates shall be charged in full for all of the premises connected to and capable of being supplied through such tap.

Section 8. No plumber shall leave water turned on at any newly erected building unless it is by consent of the City, nor shall he connect or reconnect any service found shut off at the service cock.

Section 9. Authorized employees of the City shall have the right of access to any premises receiving any service named herein at reasonable hours for the purposes of inspection and refusal of this right shall subject the owner or occupant of the premises to being cut off from any or all of such services.

section 10. In case of fire alarm, all faucets and valves supplying-water to any premises shall be turned off and not opened until the fire is out.

Section 11. The owner or occupant of premises where City services are supplied shall keep all service pipes, valves, connections or other facilities used in connection with such supply in good repair at all times ,and the City will not be liable for any damages sustained by reason of such owner or occupants neglect.

Section 12. No person shall supply service to any other premises other than the one to which the service contract applies.

Section 13. The City reserves the right to limit the amount of water supplied to any consumer or to different parts of the City should it appear necessary so to do and shall not be liable for temporary discontinuance of any service while making repairs or replacements .

section 14. Waste of water is prohibited and any waste continued after notice thereof shall subject the consumer so wasting water to an increase of 50% in water rate charge for ninety days after such waste has been discontinued or the City may discontinue service. Waste of water is hereby defined to allow water to escape from a leaking fixture at the rate of one quart per hour or the permitting of water to run for more than 30 minutes in the same place on the same day.

Section 15. Metered water service shall be supplied only when it is to the best interest of the City to install such a meter and the cost of such meter and installing the same shall be borne by the City.

Section 16. DISPUTED BILLS -

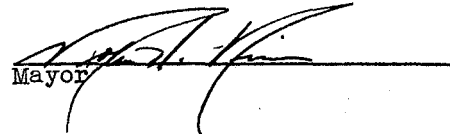
There is hereby created a Board of Adjustment consisting of the City Clerk, the Officer in Charge of Refuse Disposal, the Superintendent of Public Utilities, the City Engineer, and the City Attorney. This Board shall have the power, subject to appeal to the City Council, to hear and consider applications for adjustment of bills, the cancellation thereof when found inconsistent with the provisions of ordinances of this City relating to water, electric, garbage, and sewer services. This Board shall have power to issue and enforce regulations conforming with such ordinances in order to promote equitable charges and enforcement and may summon any department head or employee to assist it in ascertaining facts necessary to reach a just decision. The Board of Adjustment shall adopt rules for the proper conduct of its business and shall determine its times and places of meeting.

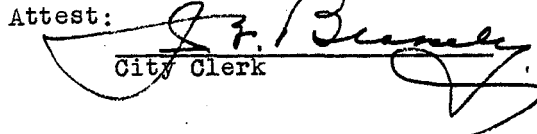
Section 17. VIOLATIONS -

In addition to any penalty prescribed herein, violation of the regulations set forth in this ordinance shall subject the offender to discontinuance of service without notice and shall also be a misdemeanor punishable on conviction thereof by a fine of not less than Five Dollars or more than One Hundred Dollars or by imprisonment in the County Jail for not more than thirty days.

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Approved and signed this 4th day of February 1948.


Mayor

Attest: 
City Clerk

I, J. F. BLAKELY, City Clerk of the City of Lodi and ~~ex-officio~~
Clerk of the City Council of said City do hereby certify that the ~~fore-~~
going Ordinance No. 362 was regularly introduced at an adjourned **regular**
meeting **of** said City Council held January 28, 1948 and was thereafter
passed, adopted and ordered to print at a regular meeting of said City
Council held February 4, 1948.

I further certify that Ordinance No. 362 was approved and
signed by the Mayor on the date of its passage and adoption, and that
the vote for the adoption of said Ordinance was as follows:

AYES: Councilmen, Haskell, Tolliver and Rinn.

NOES: Councilmen, None.

ABSENT: Councilmen, Lytle and Riggs.

Attest:


J. F. BLAKELY, City Clerk.

February 4, 1948.